Previous references.

File No. 6 D

Ex file 6 of 02

1904

(Sep. Rev.)

Later references.

S.R.B. 12347 & 9810

Circular remarked.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 1 to 7

PART B FOR November

SUBJECT.

FILE No. 6 of 1902-03.

Amendments to the Rules regulating the sales of Arrack and Toddy and also to the Arrack Bonded Depot License.

1 & 2	From the Excise Commissioner in Mysore, No. 9063—362, dated the 30th May 1904, and No. 9285—370, dated the 9th June 1904. Submits for approval draft notifications amending the Rules regulating the sales of arrack and toddy and also the Rules contained in the Arrack Bonded Depot license.
3 & 4	To the Excise Commissioner, Comptroller and Deputy Commissioners of Districts, No. 532—41, dated the 27th July 1904—1st November 1904, and No. 542—51, dated the 27th July 1904—1st November 1904. Sanctions the amendments proposed.
5	To the Compiler, *Mysore Gazette*, No. 727, dated the 5th August 1904. Forwards the same for publication.
6	From the Compiler, *Mysore Gazette*, No. 88, dated the 3rd September 1904. Requests instructions as to the publication of the notifications referred to above.
7	To the Compiler, *Mysore Gazette*, No. 2176, dated the 6th October 1904. States that the notifications may be printed in the Gazette after final proofs are approved by the Excise Commissioner.

G. R. S. 58.

G. R. S. 11] 1904

GENERAL AND REVENUE SECRETARIAT.

(Sep - Rev.)

NOTES.

Ex File No. 6-02.

FILE HEADING.

Sale notifications of ~~xxxx~~ Excise Privileges and amendments to the rules under the Excise Regulation

From The Excise Commissioner.

Nos 9063/362 & 9285/370 Dated the 30/5/04 & 9/6/04 Received on 6/6/04 & 15/6/04.

Diary Nos 478 & 488	Enclos 3 & 1	Spare Copies.	Serial Nos 1 & 2

BRIEF ABSTRACT OF LETTER.

Submits for approval draft notifications amending the rules regulating the the sale of Arrack & Toddy as also the licenses for the retail vend of arrack and toddy for 1904-05 and the arrack bonded depot-licence.

NOTES AND ORDERS.

Government in their order no 753 Ex 26-02 dy the 18/5/04 suggested the simultaneous submission of the draft notifications containing the amendments to the rules and the conditions of the sale. But

NOTES – First sheet.

MGCPB—25,000—18-8-04

G.R.S. 127

General and Revenue Secretariat.

Ex File No. 6 of 1902

Serial No.

But the Excise Comm^r in the first letter referred to above proposes a change of procedure by which the ~~Com~~ amendments which do not affect

MGCPB—10,000—31-8-04.

affect the Excise Law or condition of license might be published by Govt in their executive capacity independently in without any reference to the legislative Dept The practice the Excise Commr says, is in accordance with the practice in the Madras Presidency and gives the Govt the power to pass in their executive capacity such orders as may be necessary from time to time

The draft rules & licenses regarding the sale of Arrack and toddy are subd for approval. They are revised so as to correspond with the notfn no 629-39 Ex 76-02 of the 29/3/04.

The drafts subd.

Submitted to the Secretary
Recd on 22/6/04 Read 23/6/04

Submitted to the Secretary
Sahibs thro' the Ld Counsellor

1694
26-6-04
Mysore.

General and Revenue Secretariat.

Ex File No. 6 of 1902

Serial No.	
344.	Two drafts were issued to the Excise Comm., Compln & Dy Comms of Dks Nos 532-41 dy 27/7/04 & 542-51 dy 27/7/04 Sanctions the amendments. ~~dy~~ to the Compiler 7279/5/8/04.
5	Forward the same for publication
	From the Compiler, Mysore Gazette.
6	No 88 dy the 3rd Sept 04. Requests instructions as to the publication of the notifications mentioned above. Instructions have already been issued stating that after ~~receiving final~~ getting the approval of the Excise Comm., they may be printed. Draft subd
7	Ltr to the Compiler, Mysore Gazette. 4/10/04. No 2476 dy the 6/10/04. States that the notifications may be printed in the Gazette after the final proofs are approved by the Excise Comm.

NOTE—C...

MGCPB—10,000—31-8-04.

II Secn 6/6

Excise 6/6.

(1)

24789 6/6/04

1904.

From P. N. [illegible] Esqr: B.A.,

Excise Commissioner in Mysore.

To L. Ananthasamy Rau, Esqr. B.A.,

Offg: Secretary to the Government of His Highness the Maharaja of Mysore. General and Rev: Depts

Dated 30th
Despatched 4 } May 1904.
Received

General No. 9063
No. 362

Enclosure No. 3

Subject

Submitting for approval draft Notifications amending the rules regulating the sale of "arrack and Toddy" privileges.

MGCPB—50 reams—6-12-02.

Excise Commissioners Office,
Dated, Bangalore, 30th May
1904.

10

From.

P. R. Purnaiya, Esquire, B.A.,
Excise Commissioner
in Mysore.

To

K. Anthasana Rao, Esquire B.A.,
Offg. Secretary to the Government
of H. Highness the Maharaja of
Mysore. General and Rev: Depts:

Sir,

With reference to your No: 646/Ex. 76-02, dated 4th ult, imo and in continuation of this office No. 7330/295, dated 7th idem, I have the honor to submit for approval the enclosed draft Notifications* amending the marginally noted rules which regulate the sale of Excise privileges under the heads arrack and toddy.

2. The amendment proposed is in accordance with the rule in the Madras Presidency, a copy of which is annexed in the margin and with what has been suggested in my D. O. dated 26th ultimo to the first-

*Notification No: 1138/Ex. 73-1901, dated 8th Jany 1902
Ex. 7. 3-1901, dated 11th Dec 1901.

The Board will after taking the orders of Government periodically issue for publication in the Fort St. George and District Gazettes forms of sale notices containing the conditions on which the Arrack and Opium Contracts are to be held.

first Councillor and during Consultation
and discussion of this year's Sale Notification.
3. The System of Excise administration
in Mysore is, in many material points,
Similar to that in the Madras Presidency
and as already reported, our Sale ..
Notification may have to be issued
embodying not only the changes necessi-
tated by local experience but also
any important alterations and additions
made in the sale Notice issued by the
Madras authorities which will appear
generally in the first half of February
if the conditions of Sale are embodied
in the rule passed by the Legislative
Department. Their modifications which
do not affect the Excise Law or a
Condition of License will necessarily
have to be passed by the Legislature
which measure will involve delay. The
amendment now proposed gives the
Government the power to pass in
Their executive Capacity Such orders

as may be deemed necessary from time to time, and beg that it may kindly be passed.

4. The licenses for the retail Vend of Toddy and arrack are also revised to fit in with the terms and conditions laid down in the Sale Notifications for 1904-05 and the revised forms are accordingly submitted for approval and early issue.

5. Draft of the rules is also enclosed, so as to correspond with the amendments in the Notifications of Sale and also the amendment of Rule XXI Part II of Arrack and Rule II Part I of Toddy as now proposed.

I have the honor to be,
Sir,
Your most obedient Servant.

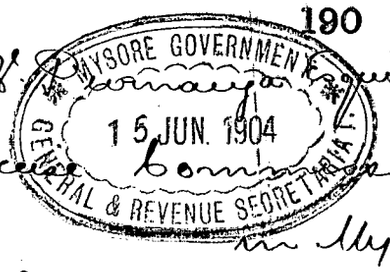
D. Rice

Excise Commissioner
Mysore in Mysore.

Ex 488 9/15/6/04.

(2)

190



From P. N. Krishnaraja Esquire B.A.
Excise Commissioner
in Mysore.

To L. Anantasamie Row Esq. B.A.
Offg: Secretary to the Government
of His Highness the Maharaja of Mysore
General and Revenue Departments

Dated 9th
Despatched 14 } June 1904.
Received

General No. 9285
No. 370
Enclosure No.

Subject

Submitting a draft notification for approval and publication amending the arrack Bonded depot Licence.

Excise Commissioner's Office

No. 9285/370 Bangalore, dated 9th June 1902/14

From

P. N. Srinivasa Esquire B.A.

Excise Commissioner

in Mysore.

To

L. Anantasami Row Esquire B.A.

Offg Secretary to the Government of

His Highness the Maharaja of Mysore

General and Revenue Department

Sir,

I beg the honour to bring to notice that the Form of License granted to persons placed in charge of Bonded Depots (arrack) does not contain any condition as to the stock of arrack they should always maintain. I have in my Circular No. 2583-90/108 dated 11th November 1902 laid down certain instructions in the matter, but there have been instances which the prescribed quantity of arrack is not kept, and the depot keepers could

could not be brought to book. I therefore beg to submit for approval the accompanying draft notification adding the under-mentioned condition to the Licenses.

"16. "You shall always maintain such minimum stock as may from time to time be fixed by the Excise Commissioner."

I have the honour to be.
Sir,
Your Most obedient Servant.

M Ramaiah
Excise Commissioner
&
in Mysore

(5) 190 13

From

Secy. to the Govt. of His Highness the Maharaja of Mysore, Genl. and Rev. Depts.

To The Superintendent Government Press

Dated 5th August/04

Despatched

Received

General No. H. 727

No. S.R. 6-02

ENCLOSURE No. 5

In forwarding herewith the marginally noted notifications and G.O. orders I have the honour to request that the Supdt will be so good as to cause the same to be printed, the final proofs thereof being sent to the Excise Commissioner in Mysore for approval before copies are struck off.

By order

G.O. No. H. S 32-41/SR 6-02 dt 27/7/04

Do — No. H. S 42-57/SR 6-02 dt 27/7/04

Notifn No. S 41A/SR 6-02 dt 27/7/04

Do — No. S 51A/SR 6-02 dt 27-7-04

Do — No. S 41B/SR 6-02 dt 27-7-04

7/8/04

For Secretary

H. 728/S.R 6-02 dt 5-8-04.

G. R. S. 29A

Copy to the Excise Comm.

Compd. 5/8/04

*bower in Mysore, or
information with reference
to his letter dd 9063/362 &
9285/370 of the 28th Inst &
9th June 1904.

Mysore

[illegible]
for Secretary

RR
K
4/6/04

B

Mysore Govt. Gen. & Rev. Secretariat,
Excise Branch.

File No. (if any) and its date.

Office Draft.

Progs. of the Govt. of H. H. the Maharaja of Mysore.

Read:

Letter no. 9063/362 of the 30/5/04, from the Excise Commr in Mysore, submitting for approval draft notifications ~~to sale of arrack and~~ amending the rules regulating the sale of Arrack & toddy.

Order thereon:— 76 S 32-41 / S.R 6-02 of 27-July 1904

The amendments proposed are approved and forwarded to the Compiler, Mysore Gazette, for publication.

28/6/1904

Offg Secy

To The Excise Commr in Mysore (mdk 23/6/04)
The Compr in Mysore
The Deputy Commrs of Dks

(Here enter notfns: no of , subd by the Excise Commr with the letter read above.)

Notification

No 541A
~~No 9.R.6-02~~ 3277-7 04

~~dated 14 July 1904.~~

In exercise of the powers conferred by Section 29 of the Mysore Excise Regulation V of 1901 as amended by Regulation IV of 1902 and in exercise of all other powers enabling them in this behalf the Government of His Highness the Maharaja of Mysore hereby make the following amendments in the Arrack Rules published under Notification No. 11387 Ex:73.1901 dated 8th January 1902 as amended by Notification No. 661 Ex:73.1901 dated 1st June 1903.

May 5

1. In Rule XIX omit the Sentence "The Sales shall be conducted by the Deputy Commissioner or an Assistant Commissioner authorized by the Deputy Commissioner in that behalf".

2. Omit Rule XXI (1, 2 & to f, 3. 4. 5 (1. 2. 3. 4,

5a to d, 6c, 8.9.10, 11, 12, 13, 14, 15, 17) 6 and 7) and Substitute the following.

XXI "The Excise Commissioner will after taking the orders of Government periodically issue for publication in the Mysore Gazette forms of sale notices containing the conditions on which Arrack contract is to be sold".

3. For Appendix D, license for retail Sale of arrack" Substitute is following.

M. Krishnaraja
Excise Commissioner
Govt in Mysore.

H. Venkatasubbaiah
Secretary to Govt.
Genl & Rev. Depts

Notification

No. 561B / SR6-1902 dated 27-7-02 1902.

In exercise of the powers conferred by Section 29 of the Mysore Excise Regulation V of 1901 as amended by Regulation IV of 1902 and in exercise of all other powers enabling them in this behalf the Government of His Highness the Maharaja of Mysore hereby make the following amendment in the Coddy Rules published under Notification No. 11791 / Ex 7 3.1901 dated 17th January 1902 and amended by Notification No. 680 a / Ex: 71.96 dated 10th June 1903;

1. Omit Rules II and IV (1. 2, 3. 4. 5. 6. 7. 8 9. 10 12, 13. 14. 15. 16. 17 (I). 21. 22. 23 and 24 and insert the following Rule

II The Excise Commissioner will after taking the orders of Government periodically issue for publication in the Mysore Gazette forms of sale notices containing the conditions

conditions on which t ddy contract is to be sold.

(2) Omit Rules V, VI and VII in part II

(3) Substitute the following form of retail licence for form "A":

Here enter the [illegible] owed

J. Nanjaraja

Excise Commissioner in Mysore

Secretary to Govt: Genl and Rev: dept

B

2 Drafts (A)

Mysore Govt. Gen. & Rev. Secretariat,
Excise Branch.

File No. (if any) and its date—

Hers Copy

28/6/04

12.VII.04

14.7.1904

14.7.04

17 Comp

Office Draft.

Progs. of the Govt. of H. H. the Maharaja of Mysore.

Read:

Letter no 9285/370 dy 9/6/04, from the Excise Commr in Mysore, submitting a draft notification amending the Arrack Bonded depot license.

Order thereon: no R. 542-51 S.R.6-02 dy 27th July 1904

The Amendment proposed by the Excise Commr is approved and forwarded to the Compiler, Mysore Gazette for publication.

28/6/1904

D M S Secy.

To mult 23/6/04
The Excise Commr in Mysore
The Compter in Mysore
The Deputy Commr of Dhs.

(Here enter notfn no dy issd by the Excise Commr with the letter read above.)

No 551A & 277/02 Excise Commissioner's Office
No 826-02 Dated, Bangalore, 9th June 1904

Notification - 14.7.1904

In exercise of the powers conferred by Section 29 of the Mysore Excise Regulation V of 1901, as amended by Regulation IV of 1902 and in exercise of all other powers enabling them in this behalf the Government of His Highness the Maharaja of Mysore hereby make the following addition to the License (Appendix R) granted to persons placed in charge of Bonded depôts under arrack carrying Contractor appointed by Government

"16. You should always maintain such minimum Stock as may from time to time be fixed by the Excise Commissioner

Memorandum

Excise Commissioner &c. in Mysore.

By Order &c.
Secretary to Govt. Genl. and Rev. departments

Proceedings of the Government of His Highness the Maharaja of Mysore, Financial, dated 27th July 1904.

READ—

Letter No. 9063–362, dated 30th May 1904, from the Excise Commissioner, submitting for approval draft Notifications amending the rules regulating the sale of arrack and toddy.

No. FL. 532-41—S. R. 6-02, DATED BANGALORE, 27TH JULY 1904.

ORDER THEREON.—The amendments proposed are approved and forwarded to the Compiler, *Mysore Gazette*, for publication.

B. K. VENKATAVARADAIYENGAR,
Offg. Secy. to Govt., Gen. & Rev. Depts.

To—The Excise Commissioner in Mysore.
The Comptroller in Mysore.
The Deputy Commissioners of Districts.

NOTIFICATION.

No. Fl. 541 A–S. R. 6-02, dated 27th July 1904.

In exercise of the powers conferred by Section 29 of the Mysore Excise Regulation V of 1901, as amended by Regulation IV of 1902, and in exercise of all other powers enabling them in this behalf, the Government of His Highness the Maharaja of Mysore hereby make the following amendments in the Arrack Rules published under Notification No. 11387—Ex. F. 3-01, dated 8th January 1902, as amended by Notification No. 661 –Ex. F. 3-01, dated 1st June 1903.

1. In Rule XIX, omit the sentence "The sales shall be conducted by the Deputy Commissioner or an Assistant Commissioner authorized by the Deputy Commissioner in that behalf".

2. Omit Rule XXI [1, 2a to f, 3, 4, 5 (1, 2, 3, 4, 5a, to d, 6c, 8, 9, 10, 11, 12, 13, 14, 15, 17) 6 and 7] and substitute the following :—

XXI. "The Excise Commissioner will, after taking the orders of Government, periodically issue for publication in the *Mysore Gazette* forms of sale notices containing the conditions on which arrack contract is to be sold".

3. For Appendix D, "License for retail sale of arrack," substitute the following :—

A 52]

APPENDIX. D.

LICENSE FOR RETAIL SALE OF ARRACK.

Retail Arrack License to independent Separate Shop or group of Shops.

Register No.

Name of License-holder

Names of Vendors and Shopmen

Locality

I .....
Deputy Commissioner, ...
Retail Vend of Arrack manufact
.....
in the .....

1. The amount for which t
Rs. 12 per annum, be payable in
ments commencing from July 19
it shall be paid in not more tha
shall be regarded as the rent fo
payable. The licensee is not re
local cess. Each month's or qu
of the same month, or before t
due. If default is made, the An
missioner, suspend or declare by
proceed to re-sell or otherwise d
the last day of the month or qu
issue of license to the new purc
who has power to suspend licen
continue pending re-sale or othe

Note :—The licensee of a Jatra
Jatra begins.

2. The deposit made by
performance of the conditions
disposed of, shall be credited
months of the period of the l
group of shops is re-sold or oth
of the Deputy Commissioner,
arrears due by the defaulter, as
re-sale or other disposal of the
and deficits, if any, shall be rec
for the recovery of arrears of l
or compensation shall, on any a

3. Interest at 6 per cent
the date of default, and on defi

4. The privilege conferre
ordinarily of the strength of 25
Deputy Commissioner or other
U. P. In places where there ar
the foreign liquor shop-keepers
country spirits and special
strength as may be fixed by th
ment Central Distillery, Bang
character may, with the san
to sell the same in duly c
such prices as may be fixed by

5. The lease shall not b
except with the permission of
missioner so orders, may any a
without his previous approval.
deposited with the Deputy
execution.

6. The resignation of sh
Deputy Commissioner.

7. The manufacturers of
or other special liquors as well
bited from holding any interes
from employing any person wh

.....
.....District, do hereby grant a license for the
l in the Mysore State, to .....
.....at .....
..... on the following conditions :—

privilege has been purchased shall, if it exceeds
the local Taluk Treasury in equal monthly instal-
. But where it does not exceed Rs. 12 per annum,
3 equal quarterly instalments. Each instalment
he month or quarter in respect of which it is
ired to make any additional payment on account of
e's rent shall be payable on or before the 20th
end of the quarter for which the instalment is
ther may, with the sanction of the Deputy Com-
ecord in writing that the license is forfeited, and
se of the shop or group of shops as soon after
r as may be possible with effect from the date of
ser or from the date of other disposal. The officer
may, however, at his discretion, allow sales to
disposal of the privilege.

p shall pay the rent thereof in full before the

licensee shall be taken as security for the due
e license and if not forfeited, credited or otherwise
payment of the instalments due in the last two
s. Provided, however, that where the shop or
wise disposed of, the deposit shall, at the discretion
either forfeited or be appropriated towards the
ll as towards the deficits, if any, arising from the
p or group of shops. The balance of such arrears
rable from the licensee under the rules in force
l revenue. No remission or abatement of the rent
unt whatever, be claimable by the licensee.

r annum shall be recoverable on all arrears from
s from the date of re-sale.

y the license extends only to the sale of arrack
nder-proof and with the special permission of the
ficer authorized by him, to the sale of arrack of 30°
shops for the vend of foreign liquors or where
not undertake to sell double-distilled or rectified
rits such as, Brandy, Whisky, Gin etc., of such
Excise Commissioner, manufactured at the Govern-
e, the holder of Arrack shop license of approved
on of the Excise Commissioner, be permitted
d sealed bottles not to be drunk on the premises, at
e Excise Commissioner.

nsferable by sale, gift or otherwise or be sub-rented
e Excise Commissioner, nor if the Deputy Com-
t be appointed for the management of any privilege
All engagements entered into by the agent shall be
mmissioner within one month from the date of

or group of shops will be summarily rejected by the

rack or double-distilled or rectified country spirits
s the licensees of arrack Bonded Depots are prohi-
in the retail vend of the abovementioned spirits or
has such interest.

8. The sale or transport of arrack by persons suffering from leprosy or any contagious disease, and the employment of such persons in the shop are prohibited.

9. The license-holder shall purchase from the Bonded Depots established molasses arrack at 8½ annas per gallon of 20° under-proof, jaggory arrack in duly corked sealed bottles at Rs. 1-6-6, and also special liquors referred to above, at such prices as may be fixed by the manufacturers.

10. The licensee shall sell molasses arrack to the public at Rs. 6-6-0 per gallon of 20° under-proof (*i. e.*, at annas two per dram which is equal to $\frac{1}{16}$ st. part of a gallon) and jaggory arrack at Rs. 1-3-10 per reputed quart bottle and at proportionate rates for lower strengths.

11. The licensee of every shop in the Cities of Bangalore and Mysore shall pay a registration fee under the Municipal Regulations at the rate of Rs. (180) one hundred and eighty per annum in advance for the period of the license for his shop, and he shall pay a surcharge of (4) four annas per gallon on all arrack sold by him in excess of 55 gallons a month in each such shop.

12. The above rates to be charged for molasses arrack, jaggory arrack, double-distilled or rectified country spirits or other special liquors by the manufacturers and the above fees are in addition to excise duty, which shall be prepaid at the prescribed rate of Rs. 4-12-0 (including local cess) per gallon of 20° U. P. and proportionately for higher or lower strengths, before the removal of the liquor from a Bonded Depot established under the sanction of Government.

13. The licensee shall pay the above duty and price into a Taluk Treasury or to a special Shroff, if any, appointed on this behalf at the cost of Government, and located at the Taluk Cutcherry to receive such duty and price *daily* including Sundays and holidays or to such other officer as may be appointed by the Deputy Commissioner, and shall obtain a receipt in the prescribed printed form. On production of such receipt and an indent for the supply of the liquor covered by the receipt, the Bonded Depot-keeper shall issue the quantity of liquor equal to the amount of duty and price shown in the said receipt which will be forwarded to the Excise Commissioner's Office under the endorsement of the Bonded Depot-keeper aforesaid, as to the date and hour when the liquor was issued. The Depot-keeper aforesaid shall issue a pass in the prescribed form for the transport of liquor from the Bonded Depot. He shall also issue sample bottles with the consignments in such manner as may be ordered by the Excise Commissioner.

14. The licensee shall be bound to take over any liquor which may remain as stock in hand belonging to the out-going licensee on 1st July 190 , in the shop, paying him such compensation for the same as may be fixed by the Excise Commissioner.

15. The licensee shall possess or use on any licensed premises only such standard measures as may, from time to time, be prescribed by the Excise Commissioner. The officers authorized to inspect licensed shops are empowered to enter and examine the premises, to test the measures in use and the liquor under sale and to call for and check the accounts kept in the shops.

16. The licensee shall be bound by the provisions of the Excise Laws and Rules in force and by any additional rules which may, from time to time, be prescribed under the Excise Laws, and if so required, deliver up his license for amendment or issue of a fresh one.

17. The Deputy Commissioner may, whenever he thinks fit, direct shops to be closed, or permit transfer of shops from one place to another, provided the distance is not more than 200 yards, or direct new shops to be opened with the previous sanction of the Excise Commissioner.

18. Persons who purchase group of shops may, with the special permission of the Excise Commissioner, who is at liberty to refuse it, and under a license by a competent authority open a Depot and remove thereto liquor purchased from the Bonded Depot and issue therefrom the requisite supply to their shops.

19. The licensee of shop or group of shops shall not, during the term of the license, have any interest in the exclusive privilege of vending toddy within 5 miles

from it, nor permit any person having in... est in the exclusive privilege of vending ...tedly within the said area, to hold any sh... e or interest in his exclusive privilege of ... selling liquor; nor shall he, during the ...rm of his license, without the written ... permission of the Excise Commissioner ... have any interest, direct or indirect, ... in any arrack farm in any districts ... the Madras or Bombay Presidency ... under the British Government or any oth... Foreign State or Territory, or Civil and ... Military Station, Bangalore.

20. An Inspection note book wit... the pages numbered consecutively for ... inspecting officers to enter their remarks ...ll be maintained and be handed over to ... the Excise Inspector in charge of the R... ...e or any officer authorized by him to ... receive it on a receipt being given theref... .

21. If the licensee shall be convict... ...on prosecution before a Magistrate of ... any offence against the Excise Regulati... ...or Opium Act or other law for the time ... being in force, which, in the Deputy Co... ...missioner's opinion, renders him unfit to ... hold the license, it shall be lawful f... the Deputy Commissioner to declare his ... license forfeited and sell or otherwise d... ...pose of the privilege at the risk of the ... licensee.

22. All sums payable by the licen... e may be deducted from the amount of his ... deposit or recovered by attachment and ...le of the property of the licensee or his ... surety, under any law for the time bei... ...n force for the recovery of arrears of land ... revenue.

23. The license-holder or vend... ...vendors shall not sell nor give any arrack ... exceeding one reputed quart to any ind... ...ual to convey out of any licensed shops or ... premises without a valid permit.

24. The shop-keepers shall not se... ...or give any arrack to any European non-... commissioned officer, private or sold... , or to any European or Eurasian comp... ... follower, or to any member of the fam... ...s of any of the aforesaid persons, without ... the permission in writing of the C... ...manding Officer or of some person duly ... authorised by him in that behalf; nor ... any European sailor, nor to any sepoy, ... member of the Police force or Excise s... ...ff or servant of a Railway Company, whilst ... on duty; nor to any European vagr... ...under escort of Police; nor to any child ... under twelve years of age; nor to any ... ...one person for consumption on the pre...ises; ... nor shall they sell any arrack on credit

25. They (license-holder or vend... ...or vendors) shall not receive any articles ... whatsoever in barter or pledge. P... ...t for arrack shall be received by them in ... ready money only, and they shall be b... ...nd to give intimation of the offer of anything ... other than cash to the nearest Magist... ...te or Police Officer. They shall have no ... pecuniary dealings with any Excise C... ...er.

26. The arrack kept in his shop ...ffered for sale and sold shall be unadulterated ... and undiluted; and it shall be of the ...e quality and strength as issued from the ... Bonded Depot. With all consignmen... from the Depot to the shop, sample bottles ... shall be taken in such manner as may ...e ordered by the Excise Commissioner.

27. No consignments of arrack ...ceived at the shop, and which have been ... transported through British Territory ...shall be opened before they have been verified ... by authorized officers.

28. No water or other beverag... or liquor other than arrack of any quantity ... whatever shall be kept or sold in the ...op in which arrack is sold, or on the person ... or in possession of the license holder ...r vendor or any of his employés in the shop. ... No ingredients noxious to health sha... ...be added to it either to increase its intoxicat-... ing power or for any other purpose. ...All officers authorized to inspect shops and ... depots are empowered to detain a... ...liquor found unfit for consumption or use ... and Excise Commissioner, all Depu... Commissioners, Deputy Excise Commissioner ... and Excise Assistant Commissioners ...re authorized to destroy such.

29. No robbers or thieves or ... orderly or riotous persons or prostitutes or ... soldiers or others known or believed ...o be deserters shall be harboured in the shop, ... and gaming, disorderly conduct, etc ... therein shall be prevented, and information of ... their resort shall be given to the Ma... ...strate or Police Officer. No person shall be ... harboured during night in any shop.

30. The license-holder shall fix in a conspicuous place outside of his shop a board on which shall be legibly printed in local vernacular his name and the number of his license and the articles he is licensed to deal in and the current rate of sale; the license must be hung up in a conspicuous place within.

31. True account of receipts and issues of liquor shall be maintained from day to day in ink in the prescribed form. The accounts and permits shall be in printed books which may be obtained from local Excise Officers on payment of cost price. Permits for liquor received and the counterfoils of permits issued must be carefully filed. The signing of blank permits for subsequent issue is prohibited. The accounts and counterfoils of permits shall be preserved and delivered to the local Excise Officer immediately after the close of the lease. They shall be produced when asked for by the Deputy Commissioner or any Officer appointed by him or by an Excise Officer not below the rank of Excise Assistant Inspector. The licensee shall be bound to furnish such returns and information as may, from time to time, be required by the Deputy Commissioner or Excise Officer not below the rank of Excise Assistant Inspector.

32. The amount of fees payable for the shops under Condition II above, shall, in the Towns of Bangalore and Mysore, be paid to the Officers appointed by the President, Municipal Commission, to receive the same.

33. The following stock or such stock as the Excise Divisional Officer may consider sufficient to meet local requirements shall always remain on hand and not, be trenched upon:—

	Arrack.	Remarks.
I. At all District Head-quarters	2 Gallons.	
II. At all Taluk and Depot Kasbas	1 Gallon	
III. Village shops within 5 miles from Depot	½ Gallon	
IV. Village shops more than 5 miles distant from Depot ...	Stock equal to one day's sale for every 10 miles from Depot and not less than the stock fixed for shops within 5 miles of the Depot.	

The shop shall be kept open during the authorized hours unless its temporary or permanent closure is authorized by the Deputy Commissioner.

34. The shop shall be closed by 9 P. M., and not be opened before sunrise except on special permit in cases of festivals, etc. The Deputy Commissioner or Assistant Commissioner in charge of the taluk may direct that all shops for the sale of arrack on or adjacent to the line of march shall be closed whilst a detachment of European or Native soldiers is passing or encamped in the vicinity. The Government reserves the power to terminate the lease on public grounds on giving the licensee 15 days' notice and awarding a reasonable compensation to the licensee. The licensee will have no claim to compensation or remission on account of any arrangements which may be made by Government in regard to Country Beer or other description of liquor than arrack.

35. The sales should be conducted in a suitable building which shall have only one door, and no windows shall be allowed to the rear or ends of the building. The bar where the liquor is sold shall be opposite the entrance door and so situated that all persons inside can be seen by any one passing to and fro in the street, and no second room shall be allowed to or be kept open for customers.

36. The right is reserved to the Deputy Commissioner to grant occasional licenses for the sale of liquor on the occurrence of fairs, festivals, etc., in places in the vicinity of which there are no regularly licensed shops. Such licenses shall ordinarily be granted to the shop-keepers who usually supply the locality. Their period shall not exceed 15 days and the fee to be paid therefor shall be fixed at the Deputy Commissioner's discretion unless he decides to sell the same by public auction.

37. If it comes to the licensee's knowledge that any person employed by him in the carriage or sale of arrack, commits any breach of the Excise Laws or of the engagements entered into by him, it shall be his duty to report the matter to the Deputy Commissioner, and comply with the directions of the Deputy Commissioner respecting the continued employment of such person.

38. No person who has been convicted of a heinous offence under the Indian Penal Code shall be employed in the carriage or sale of liquor without the Deputy Commissioner's previous permission.

39. In case of any breach of the above conditions either by the licensee or, with his connivance and privity, by any person in his employment, or in the event of the licensee neglecting to open his shop, or to carry on the business of his shop with due care and attention, it shall be competent to the Deputy Commissioner to impose upon the licensee a fine not exceeding Rs. 50 for every such breach or for such neglect, or, at the option of the Deputy Commissioner, to declare the money deposited with him forfeited, and to cancel the license and re-sell the shop or to otherwise dispose of it at the risk of the licensee, or to place the shop under the management of Government; and all loss thereby caused, together with all losses accruing to Government in consequence of the licensee's neglect to carry on his business with due care and attention and by opening his shop on 1st July 190 , shall be made good by him. When a shop is cancelled, the rent for the whole period of the shop shall become due at once. All such amounts of penalties and losses shall be recovered in the same manner as if they were arrears of land revenue.

40. The imposition of a fine or the forfeiture of deposit or the cancellation of the License under the last preceding para, shall not be held to prevent the prosecution of the licensee or his agents or employés for any offence punishable under the Excise Laws or other Law for the time being in force.

Note.—For continuing breaches of a license, continuing fines may be imposed.

41. This license shall continue in force till the..... .... 190 , and no longer.

Dated

Schedule showing the boundaries of the shop.

Street and Door No. or other particulars	Bounded on the—				Remarks
	North by	East by	South by	West by	

Received from..... ....the sum of Rupees (180) one hundred and eighty only on account of Registration fee for opening the shop in accordance with the above license from..... .....to..... 190

President, Municipal Commission,
Town of

Registered as No.....in the Police office.

Dated

Dt. Supt. of Police.

Impress Stamp

Deputy Commissioner,
District

COUNTERPART ENGAGEMENT.

We the undersigned, the above named license-holder and vendor or vendors for ourselves and our heirs, legal representatives and assigns, hereby agree to all the terms and conditions written, printed and expressed in the above license. I, the undersigned license-holder bind myself and my property specified in the margin hereof for the due fulfilment of the terms of my contract.

Signed, sealed and delivered in our presence, at the .....
Amildar's Cutcherry, this.....day of .....190 .

Witnesses—

1

2

3

License-holder and Vendor.

By order,
B. K. VENKATAVARADAIYENGAR,
Offg. Secy. to Govt., Gen. & Rev. Depts

NOTIFICATION.

No. 541 B—S. R. 6-02, dated 27th July 1904.

In exercise of the powers conferred by Section 29 of the Mysore Excise Regulation V of 1901, as amended by Regulation IV of 1902, and in exercise of all other powers enabling them in this behalf, the Government of His Highness the Maharaja of Mysore hereby make the following amendment in the Toddy Rules published under Notification No. 11791—Ex. F. 3-01, dated 17th January 1902, and amended by Notification No. 680a—Ex. F. 1-96, dated 10th June 1903.

I. Omit Rules II and IV 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 12, 13, 14, 15, 16, 17 (I), 21, 22, 23 and 24 and insert the following Rule:—

II. The Excise Commissioner will, after taking the orders of Government, periodically issue for publication in the *Mysore Gazette* forms of sale notices containing the conditions on which toddy contract is to be sold.

2. Omit Rules V, VI and VII in Part II.

3. Substitute the following form of retail license for form "A."

T 1] MYSORE EXCISE DEPARTMENT.

A.

RETAIL LICENSE GRANTED TO INDEPENDENT TODDY SHOP OR GROUP OF SHOPS IN THE DISTRICT OF.....

Register No.....

Name of License-holder.....

Name of Vendor or Shopman.....

Locality.....

I,.....Deputy Commissioner of the District of.....under the provisions of the Excise Regulation V of 1901, hereby appoint you,.....son of.....residing at.....to be the Licensee of the exclusive privilege of vending Toddy in the shop or group of shops of.....in the Taluk of.....in the District of.....from the 1st day of.....190 to the .....day of.....190 subject to the following conditions and stipulations to be observed by you, the said.....

CONDITIONS AND STIPULATIONS.

1. The exclusive privilege conferred by the license extends to the sale of Date, Palmyra, Cocoanut, Bagani and Dadasal toddy. But in tracts where both Date and Bagani toddy shops exist, the licensee of the Date Toddy shop shall not tap Bagani trees, and the licensee of the Bagani Toddy shop shall not tap Date trees, but both licensees can tap any of the other palm trees named above.

2. The Deputy Commissioner shall be at liberty to issue license for the sale of foreign liquors, for the manufacture and sale of country beer, and for the manufacture and sale of arrack and other country spirits.

3. The amount of rent shall be payable into the local Government Treasuries on printed chellans furnished for the purpose by Government, in equal monthly instalments commencing from 1st July 190 . No amount shall be paid to or received by the Excise Officers. In the malnad and semi-malnad taluks, the Deputy Commissioner may permit patels of villages who are not themselves licensees to receive payments not exceeding Rs. 50 from any individual at a time. But if the amount of annual rent for any shop does not exceed Rs. 12, the whole of it shall be paid in not more than three quarterly instalments. Each instalment shall be regarded as the rent for the month or quarter in respect of which it is payable. The licensee is not required to make any additional payment on account of local cess. Each month's or quarter's rent shall be payable on or before the 20th of the same month or before the end of the quarter. If default is made, the Amildar may, with the sanction of the Deputy Commissioner, by record in writing suspend or cancel the license, order the forfeiture of all deposits made by the defaulter, and proceed to re-sell or otherwise dispose of the shop or group of shops at the defaulter's risk (as soon after the last day of the month or quarter as may be possible), with effect from date of issue of license to the new purchaser, or from the date of other disposal. Provided, however, that instead of re-selling the same as above, the Deputy Commissioner may, in his discretion, direct the Amildar to issue licenses to sub-vendors or vendors under the

defaulting licensee for rents, the aggregate of which is not less than the rent the defaulting licensee had agreed to pay. The officer who has power to suspend the license may, however, at his discretion, allow sales to continue pending re-sale or other disposal of the privilege.

NOTE.—The licensee of a Jatra shop shall pay the rent thereof in full before the Jatra begins.

4. For the supply of toddy to his shops the licensee shall have the privilege of obtaining, subject to tree-tax rules, toddy-yielding trees in the groves assigned to his shops or groups of shops, and he shall be at liberty to manufacture toddy from the trees in private lands, under private arrangements between himself and the owners of such lands. He may purchase toddy from any licensed toddy shop-keeper on application to the Inspector, who will grant the required permits on proof of the necessity for the same. No toddy except the produce of trees marked by a proper officer and tapped under a license shall be kept in the shop or offered for sale or sold.

5. For all toddy-yielding trees, tree-tapping licenses shall be annual. For the convenience of the licensee, the applications for tree-tapping licenses will be received, trees will be marked, and licenses will be issued during the fifteen days and pots may be attached to such marked trees during the five days immediately preceding the period to which they relate to take effect from the commencement of such period. Provided that no toddy shall be removed from the trees except during the currency of such license.

6. Persons applying for the issue of tree-tapping licenses will be responsible to Government for all sums payable as tree-tax on account of the trees licensed therein to be tapped and also for tree-rent in the case of trees on Government unoccupied lands and also for local cess thereon.

(b) On receipt of an application, the Inspector will at once take steps for the marking of the tree by an officer superior in rank to a Sub-Inspector, and for the timely issue of the license. Applicants for date trees shall get the requisite spaces on their stems prepared and point out to the marking officer, when required by the latter to do so, the trees applied for by them. Should they fail to do so after reasonable notice, the tree-tax and tree-rent paid by them shall be liable to be forfeited at the Deputy Commissioner's discretion.

7. No tree shall be tapped, nor shall toddy be drawn from any toddy tree, nor shall any pot be attached to any toddy tree until the tree has been marked by the proper officer. But the removal of leaves for the purpose of making incisions and the preparation of the spathes or incisions for the drawing of toddy is permitted as soon as the application in the prescribed form has been delivered to the Treasury concerned.

8. (1) No tree shall be tapped for toddy without a license therefor to be obtained by payment of tree-tax at the following rates:—

Description of trees.	Rates of tree-tax including local cess per tree per annum. Rs. a. p.
Date	1 1 0
Cocoanut	2 2 0
Palmyra	1 9 6
Bagani or sago	1 9 6
Dadasal (Arenga wightii)	0 8 6

NOTE.—The licenses will be free of tax to the Mysore Government in the cases specified in caluse 15 (1) (b) below.

(2) In addition to the above tax tree-rent at annas 4 per tree per annum with local cess at 3 pies thereon shall be paid for all Government trees applied for being tapped for the supply of toddy shops whether within or outside the Mysore territories or in the Civil and Military Station of Bangalore.

NOTE.—No trees upon Government occupied land can be tapped without the consent of the owner. The present arrangement as regards trees on alienated land will hold good subject, of course, to the levy by Government of tree-tax.

9. The tree-tax shall be payable in the following instalments, unless the Excise Commissioner shall otherwise direct :—

Period within which license is applied for	Proportion of tree-tax to be paid at the time of application for license	Proportion of tree-tax to be paid on the first of the 3rd month
Between 1st July 190 and 30th April 190	One-third ...	... The remaining two-thirds.
Between 1st May 190 and 30th June 190	The whole ...	... ...

10. (a) The tree-rent together with the local cess on tree-rent and also the local cess on the tree-tax for trees applied for shall be payable in full at the time of application for tapping license.

(b) If any instalments are not paid within the time, the license shall be liable to be cancelled or suspended under Section 26 of the Excise Regulation.

(c) When the licensee makes default and his shop is re-sold, his rights to and claim on, Government trees cease and determine.

(d) In case of default, the Amildar with the Deputy Commissioner's permission will order the suspension of the tapping license till the arrears are paid up and if, after receiving notice of such suspension, the defaulter continue to tap the trees, he will be prosecuted for illicit tapping.

11 The deposit made by the licensee will be taken as security for the due performance of the conditions of the license and if not forfeited or credited or otherwise disposed of shall be taken in payment of the instalment due in the last month's or month of the period of the license. All arrears and deficits payable by the licensee shall, with interest at 6 per cent per annum, be recoverable from him or his surety under the rules in force for the recovery of land revenue. Interest shall be calculated on all arrears from the date of default and on deficits from the date of re-sale or disposal otherwise. No remission or abatement of the rent of compensation shall, on any account whatever, be claimable by the licensee, nor will he be entitled to any compensation for any trees withdrawn or taken for the public purpose.

12. If the Deputy Commissioner does not confirm the re-sale, he may make such other arrangements as may appear advisable for the remainder of the period of the lease, in which case he shall serve a notice on the defaulting licensee informing him of the nature of the arrangements made.

13. If the licensee of group of shops wishes to establish a depot for depositing toddy required for distribution to his shops, he shall obtain a license for it in the prescribed form. The passes issued with the toddy transported, shall be subject to examination and check by the officers authorized in this behalf.

14. The tree-tax on toddy produced by trees in the Madras Presidency but consumed in the Mysore State, will be credited to the Mysore Government. The rate of tree-tax to be paid in such cases will invariably be the highest in force on either side of the frontier. Tree-tax on trees in the Madras Presidency for which tapping licenses are about to be taken out by Mysore shop-keepers, must be paid in one instalment to the Amildar of the Taluk concerned in the Mysore State, who will grant a receipt in the prescribed challan form and certify at the foot that the applicant is a person entitled to take out tree-tapping licenses. The applicant will then make his application to British authorities in accordance with the Madras Government Tree-tapping Rules, and will obtain a transport permit from the Inspector concerned in the Mysore State for the transport of the toddy drawn from the frontier to the shop or depot for which it is intended, after having complied with all requirements of the Madras Government Rules.

15. (1) Tree-tapping licenses in the prescribed form shall be issued on the application :—

(a) of licensed toddy shop-keepers or of their duly authorized agents,

(b) of tree-owners in coffee estates, hittals and kans in the malnad free of the prescribed tree-tax for drawing toddy for *bona fide* domestic purposes as per Government Order No. 11897-906—Excise 485, dated 20th June 1898, for such number of trees as may be found necessary by the Excise Commissioner.

The licenses may be issued in the name of the applicant himself or of his nominees.

16. Applications for the grant of tree-tapping licenses must be made in the prescribed form to the Excise Inspector of the Range concerned through the local Treasury. Forms may be obtained from him or the Assistant Inspectors under him.

17. Applications for tree-tapping licenses, for trees in occupied or alienated ands, should be countersigned by the owner of the trees intended to be marked, in token of his consent. Applications for tree-tapping licenses for trees in State Forests and Plantations should be countersigned by the Forest Range Officer in token of his consent.

18. Deputy Commissioners may, subject to the orders of the Excise Commissioner from time to time, prescribe the minimum number of trees for which license will be granted, and the minimum number to be entered in a single application. They may also direct that the trees situated in one village only shall be included in an application.

19. Every person to whom a tapping license is granted for the manufacture of toddy shall observe the following rules in tapping date trees :—

(a) Date trees shall be tapped only by professional men.

(b) Trees tapped one year shall not ordinarily be tapped the next year.

(c) Trees shall not be over-tapped or over-worked.

(d) In no date trees shall the initial incision be made at any point less than 3 feet from the ground except in places where permission is specially given by the Excise Commissioner.

(e) The depth and width of the incision shall not exceed one-third of the diameter of the tree, and the length of it shall not exceed eight inches.

(f) Every fresh incision shall not be less than one foot above the last incision except in localities where permission is specially given.

(g) The central spike-like clusters shall not be touched. Of the lateral leaves not less than two layers of leaves shall be left, reckoning from the layers immediately next to the central clusters down to the top line of the incision; or in other words, above the top line of the incision not less than eight leaves shall be left excluding the central spike-like clusters, on that face of the tree on which the incision is made.

(h) The licensee shall not cut or injure or permit to be cut or injured the trees licensed to him or any other trees.

(i) The licensee or his employer will be liable to pay a fine of one rupee for each tree in excess of three per cent of the number of trees marked for him which may die from over-tapping or careless tapping either during the lease or within six months after its expiration.

20. The licensee shall not interfere with the licensees for cutting date leaves for mat-making, rope-making, basket-making, or for agricultural or other purposes, when they make use of the trees assigned for such purposes, and not reserved for tapping.

21. The licensee of the depot or shop or group of shops will be required to keep true account of the receipts and issues of toddy from day to day in ink in the prescribed form. The accounts and permits shall be in printed books which may be obtained from the local Excise Officer on payment of cost price. Permits for toddy received and the counterfoils of permits issued must be carefully filed. The signing of blank permits for subsequent issue is prohibited. The accounts and counterfoils of permits shall be preserved and delivered to the local Excise Officer immediately

after the close of the lease. They shall be produced when asked for by the Deputy Commissioner or any officer appointed by him or by an Excise Officer not below the rank of an Excise Assistant Inspector. Such returns and information as may be required by the Deputy Commissioner or Excise Officer not below the rank of an Excise Assistant Inspector shall be furnished by holders of licenses without delay.

22. The sales must be conducted in a suitable building which shall have only one door, and no windows or other opening shall be allowed to the rear or at the ends of the building. The bar at which toddy is sold shall be opposite the entrance door and so situated that all persons inside can be seen by any one passing to and fro in the street, and no second room shall be used for the sale of toddy, or be kept open for customers.

23. Toddy shall not be sold except in shops duly licensed by the Deputy Commissioner, in the prescribed form and no new shops shall be opened without the previous sanction of the Excise Commissioner. Tree-foot sales or sales in the open, or the disposal of toddy in any other manner unauthorized by the rules, are strictly prohibited. Provided, however, that in Bagani tracts, the licensee who has purchased the right of vend of Bagani toddy, may permit the tapping of Bagani trees for domestic consumption as well as for sale, within the limits of the village purchased by him.

24. The Deputy Commissioner may, whenever he thinks fit, direct shops to be closed or permit transfers of shops from one place to another within two hundred yards of the sanctioned site. A sufficient supply of toddy shall be maintained in all sanctioned shops, the quantity being such as may be fixed by the Excise Divisional Officer.

25. The licensee shall place the license granted to him in a conspicuous place in the shops.

26. The right is reserved to the Deputy Commissioner to grant occasional licenses for the sale of toddy on the occurrence of fairs, festivals, etc., in places in the vicinity of which, there are no regularly licensed shops. Such licenses shall ordinarily be granted to shop-keepers, who usually supply the locality. Their period shall not exceed 15 days and the fee to be paid therefor shall be fixed at the Deputy Commissioner's discretion unless he decides to sell the same by public auction.

27. A signboard shall be affixed in a conspicuous part of the front of each shop containing in the local vernacular, the name of the shop-keeper, number of his license and the rate at which toddy is sold by him. The sale or transport of toddy by persons suffering from leprosy or any contagious disease and the employment of such persons in the shop, are prohibited.

28. The licensee shall prevent all drunkenness or disorder or gaming within his shops.

29. No shop shall be opened before sunrise or kept open after 9 P.M., except under special authority. The shop shall be kept open during the authorized hours, unless its temporary or permanent closure is authorized by the Deputy Commissioner.

30. The licensee shall not harbour robbers or thieves or disorderly or riotous persons or prostitutes or soldiers or others known or believed to be deserters. No person shall be harboured in any shop during the night, but, on the contrary, the licensee shall give intimation to the nearest Magistrate or Police officer as to any such persons who may resort to his shops.

31. The licensee shall not receive any grain, jewels, goods, wearing apparel, or other article in barter or in pawn for toddy, but on the offer of any such, shall give information to the nearest Magistrate or Police officer.

32. The licensee, vendor, or vendors shall not sell to any person more than three measuring seers of toddy to be consumed by the person at one time in the shop. He shall not allow any one to take out of his shop without a pass more than two seers or imperial quarts, with the exception of bakers who are permitted to purchase and remove the quantity of toddy specified in the pass held by them. Toddy can be removed upon passes for consumption up to the limit of one imperial gallon or four seers.

33. The distillation of spirit from toddy is absolutely prohibited.

34. Toddy shall be sold pure as drawn from trees, and shall not be adulterated or diluted in any manner in the shops, or depots if any. No ingredient noxious to health shall be put into the toddy either to increase its intoxicating power or for any other purpose. All officers authorized to inspect shops and depots are authorized to detain any liquor found unfit for consumption or use and Excise Commissioner, all Deputy Commissioners and Deputy Excise Commissioner and Excise Assistant Commissioners are empowered to destroy such.

35. Toddy shall not be sold to the public at less than the retail rates fixed by Government as per particulars below:—

	Price per seer or imperial quart														
	Date Toddy			Cocoanut Toddy			Palmyra Toddy			Bagani Toddy			Dadasal Toddy		
	Rs.	a.	p.	Rs.	a.	p.	Rs.	a.	p.	Rs.	a.	p.	Rs.	a	p.
District Head-quarters															
In Taluk Kasabas of the District ...															
In villages															

36. The licensee shall possess or use on any licensed premises only such standard measures of capacity as may, from time to time, be prescribed by the Excise Commissioner. The officers authorized to inspect licensed shops, are empowered to enter and examine the premises to test measures in use and the toddy under sale and to call for and check accounts in the shop.

37. The licensee shall have such measures tested and stamped at his own expense.

38. No toddy shall be sold or given to any European Non-Commissioned Officer, private or soldier, or to any European or Eurasian camp follower, or to any member of the families of any of the aforesaid persons, without the permission, in writing, of the Commanding Officer, or of some person duly authorized by him in this behalf; nor to any European or Eurasian sailor, nor to any sepoy, member of the Police Force, Excise Officer, or a servant of a Railway Company whilst on duty; nor to any European vagrant under escort of the Police; nor to any child under twelve years of age, nor to any insane person for consumption on the premises; nor shall any toddy be sold *on credit*.

39. The Deputy Commissioner or Assistant Commissioner in charge of the Taluk may direct that all shops for the sale of toddy on, or adjacent to, the line of march shall be closed whilst a regiment or detachment of European or Natitve soldiers is passing or encamped in the vicinity. Such soldiers may be supplied with toddy by such persons as the Government may select for the purpose, notwithstanding the licensee's exclusive privilege.

40. The Government reserves the power to terminate the lease on public grounds, on giving the licensee 15 days' notice and awarding a reasonable compensation to the licensee. The licensee will have no claim to compensation or remission on account of any arrangements which may be made by Government in regard to country beer or other description of liquor than toddy.

41. The license shall not be transferable by sale, gift or otherwise or be sub-rented except with the permission of the Excise Commissioner. Resignation of shops in whole or in part will be summarily rejected by the Deputy Commissioner.

42. No person shall be appointed by the licensee for the management of any such privilege without the Deputy Commissioner's previous approval.

43. All engagements entered into by agent, shall be deposited with the Deputy Commissioner within one month from the date of execution.

44. If it comes to the licensee's knowledge that any person employed by him in the manufacture, carriage or sale of toddy commits any breach of the Excise Law or of the engagements entered into by him, it shall be the licensee's duty to report the matter to the Deputy Commissioner, and to comply with the directions of the Deputy Commissioner respecting the further employment of such person.

45. The licensee of shop or group of shops shall not, during the term of the license, have any interest in the exclusive privilege of vending arrack within 5 miles from it nor permit any person having interest in the exclusive privilege of vending arrack within the said area of 5 miles to hold any share or interest in his exclusive privilege of selling toddy; nor shall he, during the term of his license, without the written permission of the Excise Commissioner, have any interest, direct or indirect, in any toddy shop or farm outside the territories of Mysore, or in the Civil and Military Station of Bangalore.

46. The licensee shall provide himself with printed forms of permits for transport and possession of toddy. Such permits shall be in the form prescribed by the Excise Commissioner, and shall be purchased from local Excise officers. He shall have no other pecuniary dealings with any Excise officer.

47. The licensee shall pay the usual mohatarfa tax on carts used for conveying toddy, but such carts shall not be impressed for Government work.

48. In case of any breach of the aforesaid Rules or of the conditions of the license either by the licensee or with his connivance or privity by any person in his employment, or in the case of the licensee neglecting to open his shops on 1st July or to carry on his business with due care and attention, it shall be competent to the Deputy Commissioner to impose upon the licensee a fine not exceeding the sum of Rs. 50 for every such breach or neglect, or at the option of the Deputy Commissioner to declare the money deposited with him forfeited, and to cancel the license, and to re-sell the exclusive privilege or otherwise dispose of it at the risk of the licensee, or to place under the management of Government. When a license is cancelled, the rent for the whole period of the license shall become due at once; and all loss caused to Government by the cancelment of the license or by the re-sale or other disposal of the privilege shall be made good by the licensee, or his surety in the manner specified in condition 54. All sums due shall be recovered in the same manner as if they were arrears of land revenue.

49. An Inspection note-book with the pages numbered consecutively for inspecting officers to enter their remarks, shall be maintained and be handed over to the Excise Inspector in charge of the Range or any officer authorized by him to receive it on a receipt being given therefor.

50. The imposition of a fine, or the forfeiture of a deposit, or the cancellation of the license under the last preceding condition, shall not be held to prevent the prosecution of the licensee or his agents or employés for any offence punishable under the law for the time being in force.

NOTE.—For continuing breaches of a license, continuing fines may be imposed.

51. No person who has been convicted of any heinous offence under the Indian Penal Code shall be employed in the carriage or sale of liquor without the Deputy Commissioner's previous permission.

52. If the licensee shall be convicted on prosecution before a Magistrate of any offence against the Excise Regulation or Opium Act or other law for the time being in force, which, in the Deputy Commissioner's opinion, renders him unfit to hold the license, it shall be lawful for the Deputy Commissioner to declare his license forfeited or sell or otherwise dispose of the privilege at the risk of the licensee.

53. All sums payable by the licensee may be deducted from the amount of his deposit, or recovered by attachment and sale of the property of the licensee or his surety, under any law for the time being in force for the recovery of arrears of land revenue.

54. The licensee shall be bound by the provisions of the Excise Laws and Rules thereunder for the time being in force and by the terms and conditions of the license. The licensee shall, on requisition by the Deputy Commissioner or other Officer duly authorized by him, deliver up his license for amendment or for the issue of a fresh license accordingly.

55. In every grove where toddy-yielding trees are tapped, a ladder shall always be kept by the tap-men to enable Excise officers to examine incisions or spathes, as the case may be, or to measure the incisions.

Dated.....day of..... 190

Deputy Commissioner,
District.

Schedule showing the boundaries of the shop.

Street and Door No. or other particulars	Bounded on the—				Remarks
	North by	East by	South by	West by	

Schedule of the Date Groves assigned to the above shop or group of shops.

Name of the taluk	Names of the villages in which the groves are situated	Revenue Survey Nos. or other Nos.	Name of the groves	Number of trees in each grove	Remarks

COUNTERPART AGREEMENT TO BE EXECUTED BY THE LICENSEE OF INDEPENDENT TODDY SHOP OR GROUP OF SHOPS.

I.....

residing at.....

having been licensed by the Deputy Commissioner of.....

District to sell toddy in the shop or group of shops at.....

in the taluk of .....from.....day of.....190

to.....day of.....190 , do for myself, my heirs, my legal representatives and assigns, hereby agree with the said Deputy Commissioner, that I will well and truly observe and perform the conditions and stipulations contained in the License No..... dated the.....day of.....190 , issued to me by the said Deputy Commissioner; and bind myself and my property specified in the margin hereof for the due fulfilment of the terms of my contract.

Dated the.....day of.....190

Witnesses—

1

2

Signature.

By Order,

B. K. VENKATAVARADAIYENGAR,
Offg. Secy. to Govt., Gen. & Rev. Depts.

Proceedings of the Government of His Highness the Maharaja of Mysore, Financial, dated 27th July 1904.

READ—

Letter No. 9285—370, dated the 9th June 1904, from the Excise Commissioner in Mysore, submitting a draft notification amending the Arrack Bonded Depot License.

No. F. L. 542-51—S. R. 6-02, DATED BANGALORE, 27TH JULY 1904.

ORDER THEREON.—The amendment proposed by the Excise Commissioner is approved and forwarded to the Compiler, *Mysore Gazette*, for publication.

B. K. VENKATAVARADAIYENGAR,
Offg. Secy. to Govt., Gen. and Rev. Depts.

To—The Excise Commissioner in Mysore.
The Comptroller in Mysore.
The Deputy Commissioners of Districts.

NOTIFICATION
No. 551 A—S. R. 6-02.

In exercise of the powers conferred by Section 29 of the Mysore Excise Regulation V of 1901, as amended by Regulation IV of 1902, and in exercise of all other powers enabling them in this behalf, the Government of His Highness the Maharaja of Mysore hereby make the following addition to the License (Appendix R) granted to persons placed in charge of Bonded Depots under arrack carrying contractor appointed by Government.

"16. You should always maintain such minimum stock as may from time to time be fixed by the Excise Commissioner."

By Order,
B. K. VENKATAVARADAIYENGAR,
Offg. Secy. to Govt., Gen. and Rev. Depts.

1904—05

GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

FINANCIAL

PROCEEDINGS.

Dated 27th July 1904.

No. $\frac{\text{FL. 542-51}}{\text{S. R. 6-02}}$

Approving certain amendments to the Arrack Bonded Depot License.

MGCPB 250—19-10-05

(6)

15

1904. 5

Diary No: 1356

From

G. HUME WRIGHT, Esq.,
Compiler, ~~Superintendent,~~
~~Govt. Printing in Mysore.~~
Mysore Gazette.

To

B. K. Venkatavadanigar Esq.,
Secretary to Government,
Gen: & Rev: Depts.

Dated 3rd September 1904

Despatched ??

Received

General No. 88
No.

Enclosure No.

With reference to his docket No. H 727 / No. 76.02, dated 5th August 1904, forwarding certain Government Notifications and Orders for being printed, I have the honor to request instructions as to the publication of the former in the Gazette.

G. Hume Wright
Compiler,
Mysore Gazette
a.g.

(7) 1904 16

From

Secy. to the Govt. of His Highness the Maharaja of Mysore, Genl. and Rev. Depts.

To

The Compiler
Mysore Gazette.

Dated

Despatched 6 October 1904

Received

General No. H. 2176

No. Eq. 7. 6-04

ENCLOSURE No.

With reference to his docket no 88 of the 3rd Sept. 04 requesting instructions as to the publication of certain notifications in the Mysore Gazette has the honour to state that, as already intimated in this Office D.O. No 727 dated 5.8.04 the notifications may be published in the Gazette after the final proofs are approved by the Excise Commr.

S.O

mink 5/10/04
for Secretary

4/10/04
4/10/04

5/10
d. 88. 5/10.